

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT*A Tradition of Service*

DATE: May 19, 2010

OFFICE CORRESPONDENCE

FILE NO. FO2251822

**FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION****TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU****SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:
DEPUTY HECTOR ARREOLA # [REDACTED]
DEPUTY EDUARDO SANCHEZ # [REDACTED]
DEPUTY [REDACTED] # [REDACTED]
INMATE RECEPTION CENTER**

On September 19, 2009, at approximately 0245 hours, deputies were monitoring approximately 35 inmates being processed through the IRC clinic area. As the inmates were standing with their right shoulder against the wall waiting to be housed, Inmate Timmons began yelling and refused to move inside a cell. Deputies Arreola and Sanchez contacted Timmons to see what the problem was.

Upon contacting Inmate Timmons, the deputies ordered him to face the wall and place his hands behind his back. When deputies attempted to handcuff Inmate Timmons, he resisted by tensing his body and moving his arms away from the deputies. Deputies Arreola and Sanchez employed a controlled take down of Inmate Timmons. Once on the ground, Deputy [REDACTED] who had come to the assistance of Arreola and Sanchez, successfully handcuffed Inmate Timmons without further incident.

As a result of the take down maneuver, Inmate Timmons sustained a bump on his forehead and lacerations above his eyebrow and chin. He was taken to the IRC clinic where he was treated for his injuries and referred to "doctors line" for follow-up treatment. Later that day, Inmate Timmons was seen by a physician who ordered x-rays of his face and jaw. The x-rays revealed that Inmate Timmons had sustained a broken jaw, presumably as a result of being taken to the ground.

On May 13, 2010 the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputies Hector Arreola # [REDACTED] Deputy Eduardo Sanchez # [REDACTED] and Deputy [REDACTED] # [REDACTED] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputies Hector Arreola # [REDACTED] Deputy Eduardo Sanchez # [REDACTED] and Deputy [REDACTED] # [REDACTED] in this incident were within Department Policy.

The Committee directed the Inmate Reception Center Commander, Captain Gerald K. Cooper, to send Deputies Hector Arreola # [REDACTED] Eduardo Sanchez # [REDACTED] and [REDACTED] # [REDACTED] to Critical Decision Making Training, facilitated by Custody Division Headquarters Training.



Eric B. Smith, Commander

EBS:RSP/rsp

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- Inmate Injury Report
- Copy of Inmate Reception Center EM In-Service for September 19, 2009
- Training Records and Assignment Card for Involved Deputies

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

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Incident Information									
URN: 5 0 9 - 0 1 6 2 3 - 5 1 2 0 - 5 0 5					Date: 9/19/09		Time: 0245 HOURS		
Location:		IRC Module 232 Staging Area				City or Station:		Los Angeles	
Bureau/Station/Facility:		Inmate Reception Center				Admin. Investigation: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>			
Type of Force:		Significant (Team Take Down/Control Holds/Resisted Handcuffing)							
Deputy Injury: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>			Suspect Injury YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>						
<input type="checkbox"/> Call		<input checked="" type="checkbox"/> Observation		<input type="checkbox"/> Detail		<input type="checkbox"/> Foot Pursuit		<input type="checkbox"/> Vehicle Pursuit	
IAB Notified: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		Person Notified: Lt. Brickert		Emp: [REDACTED]		IAB Roll Out: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>			
Involved Employee									
E1	Employee # [REDACTED]		Last Name: Arreola		First Name: Hector		Middle Name:		
	Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: H		Unit of Assignment: Inmate Reception Center		Work Assignment (Unit #, Module, etc.): 231/232		
	Shift: <input checked="" type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM		<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]		Height: 5 09		Weight: 175
	<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted		Hospital:		Coroner Case #		Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>		
E2	Employee # [REDACTED]		Last Name: Sanchez		First Name: Eduardo		Middle Name: S.		
	Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: H		Unit of Assignment: Inmate Reception Center		Work Assignment (Unit #, Module, etc.): 231/232		
	Shift: <input checked="" type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM		<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]		Height: 5 11		Weight: 250
	<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted		Hospital:		Coroner Case #		Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>		
E3	Employee # [REDACTED]		Last Name: [REDACTED]		First Name: [REDACTED]		Middle Name: [REDACTED]		
	Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: H		Unit of Assignment: Inmate Reception Center		Work Assignment (Unit #, Module, etc.): 231/232		
	Shift: <input checked="" type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM		<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty		Age: [REDACTED]		Height: 5 10		Weight: 185
	<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted		Hospital:		Coroner Case #		Directed Force <input type="checkbox"/> Significant Force <input type="checkbox"/>		
Additional Involved Employees <input type="checkbox"/>									
On Duty Supervisor									
Emp. # [REDACTED]		Last Name: Jones		First Name: Damon		Middle Name: Anthony		Rank: Sgt.	
								Present: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
								Witness to Incident: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
Emp. #		Last Name		First Name		Middle Name		Rank	
								Present: YES <input type="checkbox"/> NO <input type="checkbox"/>	
								Witness to Incident: YES <input type="checkbox"/> NO <input type="checkbox"/>	
Watch Sergeant									
Emp. # [REDACTED]		Last Name: Woodward		First Name: Dianna		Middle Name: J.			
Watch Commander									
Emp. # [REDACTED]		Last Name: Norman		First Name: Alise		Middle Name:			

Sgt. Alise Norman		
Watch Commander (Print Name)	Watch Commander's Signature: [REDACTED]	Emp #: Date
Sgt. Jack H. Ramirez		
Supervisor Completing Form: (Print Name)	Emp #: Copy Provided to Employee by:	Emp #:
Captain Gerald Cooper		
Unit Commander (Print Name)	Unit Commander's Signature:	Emp #: Date

DISCOVERY Use Only

FO# 2251822

Supervisor's Report on Use of Force SUSPECT INFORMATION

5 0 9 - 0 1 6 2 3 - 5 1 2 0 - 5 0 5

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S 1

Suspect Information									
Last Name		Timmons		First Name		Barry		Middle Name	
AKA Last Name				First Name				Middle Name	
Sex:	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race:	B	Street Address:		City:		State & Zip Code:	
Work Phone:		Home Phone:		Age:	29	Height:	5 07	D.O.B.	02/20/80
Weight:		170		Armed?		<input type="checkbox"/>			
Booking #:		2061424		Primary Charge Code:		A211 P.C..		Secondary Charge Code:	
Criminal History		<input type="checkbox"/>							
EMT in attendance?		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		Name:		Unit:		Phone #:	
Hospital Admission?		<input type="checkbox"/> Rec'd Treatment At:		IRC Module 231 Clinic		Coroner Case #:		Mental History	
By Doctor:		RN II Baxter #496875		Address:		450 E. Bauchet St., LA		Phone #:	
213-893-5324									
Under Influence:		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		Substance:				Mental Illness	
								<input checked="" type="checkbox"/>	

Suspect Interview

Date:	09-19-09	Time:	0336	Audiotape:	<input type="checkbox"/>	Videotape:	<input checked="" type="checkbox"/>	Photos of Injuries:	<input type="checkbox"/>
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S

Suspect Information									
Last Name				First Name				Middle Name	
AKA Last Name				First Name				Middle Name	
Sex:	<input type="checkbox"/> Male <input type="checkbox"/> Female	Race:		Street Address:		City:		State & Zip Code:	
Work Phone:		Home Phone:		Age:		Height:		D.O.B.	
Weight:				Armed?		<input type="checkbox"/>			
Booking #:				Primary Charge Code:				Secondary Charge Code:	
Criminal History		<input type="checkbox"/>							
EMT in attendance?		<input type="checkbox"/> YES <input type="checkbox"/> NO		Name:		Unit:		Phone #:	
Hospital Admission?		<input type="checkbox"/> Rec'd Treatment At:				Coroner Case #:		Mental History	
By Doctor:				Address:				Phone #:	
Under Influence:		<input type="checkbox"/> YES <input type="checkbox"/> NO		Substance:				Mental Illness:	
								<input type="checkbox"/>	

Suspect Interview

Date:		Time:		Audiotape:	<input type="checkbox"/>	Videotape:	<input type="checkbox"/>	Photos of Injuries:	<input type="checkbox"/>
-------	--	-------	--	------------	--------------------------	------------	--------------------------	---------------------	--------------------------

S

Suspect Information									
Last Name				First Name				Middle Name	
AKA Last Name				First Name				Middle Name	
Sex:	<input type="checkbox"/> Male <input type="checkbox"/> Female	Race:		Street Address:		City:		State & Zip Code:	
Work Phone:		Home Phone:		Age:		Height:		D.O.B.	
Weight:				Armed?		<input type="checkbox"/>			
Booking #:				Primary Charge Code:				Secondary Charge Code:	
Criminal History		<input type="checkbox"/>							
EMT in attendance?		<input type="checkbox"/> YES <input type="checkbox"/> NO		Name:		Unit:		Phone #:	
Hospital Admission?		<input type="checkbox"/> Rec'd Treatment At:				Coroner Case #:		Mental History	
By Doctor:				Address:				Phone #:	
Under Influence:		<input type="checkbox"/> YES <input type="checkbox"/> NO		Substance:				Mental Illness	
								<input type="checkbox"/>	

Suspect Interview

Date:		Time:		Audiotape:	<input type="checkbox"/>	Videotape:	<input type="checkbox"/>	Photos of Injuries:	<input type="checkbox"/>
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☐ Additional Suspects Involved

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
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Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
BKG#			38	
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
BKG#			56	
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.

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(AW) Arwen	(FH) Firearm (Handgun)	(PO) Personal Weapon (Other)
(BC) Baton: (Control)	(FR) Firearm (Rifle)	(RS) Resistance
(BI) Baton: (Impact)	(FS) Firearm (Shotgun)	(CN) Restraint Device (Capture Net)
(BF) Bodily Fluids	(FO) Firearm (Other)	(RH) Restraint Device (Handcuffs)
(CN) Canine	(FB) Flashbang	(HB) Restraint Device: Hobble (Legs Only)
(CR) Carotid Restraint	(FL) Flashlight	(TP) Restraint Device: Hobble (TARP)
(CH) Choke Hold	(OE) Other Weapon: Edged	(RE) Restraint Device: REACT Belt
(CT) Control Holds: (Control Techniques)	(OV) Other Weapon: Vehicle	(SP) Sap
(TT) Control Holds: (Team Takedown)	(OB) Other Weapon: Blunt Object	(SH) Shield
(TD) Control Holds: (Takedown)	(OO) Other Weapon: Other	(SG) 37mm Stinger
(CE) Chemical	(PK) Personal Weapon: Feet/Leg: (Kick)	(SB) Sting Ball
(OC) Chemical Agents (OC Spray)	(PS) Personal Weapon: Feet/Leg: (Sweep)	(ST) Stun Bag
(TG) Chemical Agents (Tear Gas)	(PH) Personal Weapon (Hand/Arm)	(TR) Taser
(EX) Explosives	(PP) Personal Weapon (Push)	(UC) Uncooperative

(AB) Abrasion	(DB) Dog Bite	(PA) Paralysis
(BR) Bruise	(FR) Fractures	(PW) Puncture Wound
(BU) Burn	(GS) Gunshot	(SD) Soft Tissue Damage
(CP) Complaint of Pain	(HB) Human Bite	(ST) Sprain/Twists
(CO) Concussion	(LC) Lacerations	(UN) Unconscious
(DH) Death	(ND) Nerve Damage	(RM) Refused Med Treatment
(DI) Dislocation	(OD) Organ Damage	(NN) NONE

(AD) Abdomen	(FA) Face	(HI) Hip
(AK) Ankle	(FE) Feet	(IN) Internal
(AR) Arm	(FI) Fingers	(KN) Knees
(BK) Back	(GE) Genitals	(LE) Leg
(BT) Buttocks	(GR) Groin	(NK) Neck
(CH) Chest	(HD) Hands	(NO) Nose
(EL) Elbow	(HE) Head	(SH) Shoulder
		(WR) Wrist

[illegible]

**COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT**

SIGNIFICANT FORCE INCIDENT EVALUATION

UNIT: Inmate Reception Center
DATE: September 19, 2009
TIME: 0245 hours
LOCATION: 450 Bauchet Street
Los Angeles, CA 90012
IAB#: FO2251822
URN#: 509-01623-5120-505

NATURE OF INCIDENT:

On September 19, 2009, at approximately 0245 hours, deputies assigned to the Inmate Reception Center were involved in a use of force while attempting to subdue a combative inmate. The encounter resulted in the inmate sustaining lacerations on his chin and eyebrow as well as a contusion on his forehead. On October 20th operations staff at the Inmate Reception Center learned that the inmate had sustained a broken jaw during the course of his altercation with the deputies. Internal Affairs Bureau was notified and subsequently learned the following.

Deputies were monitoring approximately 35 inmates being processed through the IRC clinic area. As the inmates were standing with their right shoulder against the wall waiting to be housed, Inmate Timmons began yelling and refused to move inside a cell. Deputies Arreola and Sanchez contacted Timmons to see what the problem was.

Upon contacting Timmons the deputies ordered him to face the wall and place his hands behind his back. When deputies attempted to handcuff Timmons, he resisted by tensing his body and moving his arms away from the deputies. Deputies Arreola and Sanchez employed a controlled take down of Timmons. Once on the ground, Deputy [REDACTED] who had come to the assistance of Arreola and Sanchez, successfully handcuffed Timmons without further incident.

As a result of the take down maneuver, Timmons sustained a bump on his forehead and lacerations above his eyebrow and chin. He was taken to the IRC clinic where he was treated for his injuries and referred to "doctors line" for follow-up treatment. Later that day

Timmons was seen by a physician who ordered x-rays of his face and jaw. The x-rays revealed that Timmons had sustained a broken jaw, presumably as a result of being taken to the ground.

The following review is based on written documentation, interviews of witnesses, involved deputies, and medical staff.

INVOLVED PERSONNEL:

ARREOLA, HECTOR- Deputy Sheriff, Employee # [REDACTED]
Inmate Reception Center
Correctional Services Division

Employee Work History:

Date of Employment: 09-17-2007

Date Assigned to Unit: [REDACTED]

Prior Founded Force Incidents: [REDACTED]

SANCHEZ , EDUARDO - Deputy Sheriff, Employee # [REDACTED]
Inmate Reception Center
Correctional Services Division

Employee Work History:

Date of Employment: 03-01-2006

Date Assigned to Unit: [REDACTED]

Prior Founded Force Incidents: [REDACTED]

[REDACTED] - Deputy Sheriff, Employee # [REDACTED]
Men's Central Jail
Correctional Services Division

Employee Work History:

Date of Employment: 03-07-2007

Date Assigned to Unit: [REDACTED]

Prior Founded Force Incidents: [REDACTED]

INVOLVED SUSPECT:

TIMMONS, BARRY

Sex: Male

Race: Black

Characteristics: 5'7 170 Brown / Black

Date of Birth: February 20, 1980

Booking Number: 2061424
Charge: Not charged
Injury: Fractured jaw, laceration left eyebrow,

Suspect Timmons Consolidated Criminal History System reveals that [REDACTED]

IAB Note: Refer to Exhibit C, for a copy of Suspect Timmons criminal history.

DEPARTMENT WITNESSES:

None

NON-DEPARTMENT WITNESSES:

1. [REDACTED] BKG. # [REDACTED]
2. [REDACTED] BKG. # [REDACTED]

INVOLVED EMPLOYEE STATEMENTS:

Deputy Hector Arreola, # [REDACTED] was interviewed on February 15, 2010, by Internal Affairs Bureau Sergeants Jack Ramirez and Jimmy Rios. The interview was conducted at the Internal Affairs Bureau. The interview was digitally recorded for review. The following is a summary of Deputy Arreola's view of the incident.

Deputy Arreola said on 09-19-09, at approximately 0245 hours, he was assigned to IRC 231 clinic. He said he and other deputies were monitoring approximately thirty five inmates being processed through the 232 clinic area. He said as the inmates were standing in line waiting to be housed, he heard I/Timmons yelling and refusing to go inside Pod B. He said I/Timmons was ordered to go inside his assigned cell. Deputy Arreola said he and Deputy Sanchez walked over to speak to I/Timmons. Deputy Arreola said I/Timmons had a facial expression on his face that led him to believe that Timmons did not understand the directions being given to him.

Deputy Arreola said at that point he directed Timmons to place his hands behind his back so he could handcuff Timmons. Deputy Arreola said his intention was to continue to talk to him once a supervisor was present. Deputy Arreola said as he spoke to I/Timmons, he turned his body towards them and tensed up. Deputy Arreola said he attempted to take control of Timmons arms. He said as he attempted to grab Timmons arms, he continued to tense up and moved his arms back and forth in an effort to avoid being handcuffed.

Deputy Arreola said he immediately took control of Timmons right arm and upper back area. He said Deputy Sanchez took control of Timmons left arm. He said they did a team takedown and took Timmons to the ground. He said at that point, Deputy [REDACTED] handcuffed I/Timmons without further incident. Deputy Arreola said he saw that Timmons was bleeding from his chin as a result of him striking the ground during the takedown. Deputy Arreola said he also noticed a laceration on Timmons left eyebrow.

He said he did not see anyone else use force on I/Timmons. He said Sergeant Jones responded and he advised him of the force he had used on Timmons. Deputy Arreola said Timmons was treated by the medical staff.

I.A.B. Note: Refer to Exhibit A, for Deputy Arreola's supplementary report. Also see a copy of his transcribed interview submitted with this case file.

Deputy Eduardo Sanchez, # [REDACTED] was interviewed on February 15, 2010, at approximately 1045 hours, by Sergeants Jack Ramirez and Jimmy Rios of Internal Affairs Bureau. The interview was digitally recorded for review. The following is a summary of the incident.

Deputy Sanchez said he was working IRC clinic on 09-19-09, at approximately 0245 hours. He said he and other deputies were monitoring inmates being processed through the 232 clinic area. He said he heard I/Timmons yelling and refusing to go inside Pod B. Deputy Sanchez said Timmons was given verbal commands to go inside of his cell. He said Timmons refused to comply with the instructions given to him. Deputy Sanchez said he and Deputy Arreola approached Timmons to see why Timmons was not following instructions.

Deputy Sanchez said Deputy Arreola ordered Timmons to face the wall and to place his hands behind his back so that he could be handcuffed. Deputy Sanchez said while they were attempting to talk to Timmons and handcuff him, Timmons turned his body towards them (Arreola and Sanchez) and began to tense up.

Deputy Sanchez said at this point, they ordered I/Timmons to put his hands behind his back so that he could be handcuffed. Deputy Sanchez said they both attempted to take control of Timmons arms. Deputy Sanchez said Timmons continued to tense up and moved his arms in an effort to keep from getting handcuffed. Deputy Sanchez said he took control of Timmons left lower arm area, and Deputy Arreola took control of Timmons right lower arm area. He said they performed a controlled take down. He said when they were on the ground, Deputy [REDACTED] handcuffed Timmons without further incident.

Deputy Sanchez said as they lifted Timmons onto his feet, they noticed Timmons had sustained an injury and was bleeding from his chin as a result of hitting the floor during

the take down. Deputy Sanchez said he also saw a small cut on Timmons left eyebrow. I/Timmons was treated for his injuries by the medical staff. Sergeant Jones was notified of the force used on Timmons.

I.A.B. NOTE: Refer to Exhibit A, for a copy of Deputy Sanchez' supplementary report. Also see a copy of his transcribe interview submitted with this case file.

Deputy [REDACTED] # [REDACTED] was interviewed on February 15, 2010, at approximately hours 1105 hours, by Sergeants Jack Ramirez and Jimmy Rios of Internal Affairs Bureau. The interview was digitally recorded for review.

Deputy [REDACTED] said on 09-19-09, he was working the IRC 231 clinic. He said he and other deputies were monitoring inmates being processed through the 232 clinic area. He said he heard Inmate Timmons yelling and refusing to go inside Pod B. He said I/Timmons was ordered to go into his assigned cell. He said Deputies Arreola and Sanchez contacted I/Timmons to see if there was a communication misunderstanding. Deputy [REDACTED] said while the deputies were speaking to Timmons, he turned his body and tensed up toward the deputies.

He said Deputy Arreola ordered Timmons to put his hands behind his back so that he could be handcuffed. Deputy [REDACTED] said Timmons refused to follow directions and started to resist. He said at that point, Deputy Sanchez took control of I/Timmons left arm while Deputy Arreola took control of Timmons right arm. Deputy [REDACTED] said Deputies Arreola and Sanchez then performed a controlled team take down. He said once they were on the ground, he handcuffed Timmons without further incident.

Deputy [REDACTED] said Timmons sustained an injury to his chin as a result of him hitting the floor during the take down. He said Sergeant Jones was notified of the incident.

I.A.B. NOTE: Refer to Exhibit A, for a copy of Deputy [REDACTED] supplementary report. Also see a copy of his transcribed interview submitted with this case file.

SUSPECT'S STATEMENTS:

Suspect Barry Timmons was interviewed on September 19, 2009, at 0336 hours by Sergeant Damon Jones and Sergeant Alise Norman, # [REDACTED]. Sergeant Jones stated that I/Timmons appeared to be in a state of confusion. He said Timmons also displayed signs of being restless. He said Timmons had difficulty articulating what had happened.

Inmate Timmons told Sergeant Jones that he was trying to understand what the deputies were saying. Timmons said he laughed at something. He first said he had laughed at

another inmate but later told Sergeant Jones that he had laughed at a joke one of the deputies had told him. Inmate Timmons told Sergeant Jones that he was instructed to put his hands on the wall and he complied. He continued by saying that he was walking to his cell when a deputy put him in a "choker." Sergeant Jones indicated that Timmons could not clearly explain what a "choker" was. Inmate Timmons told Sergeant Jones that he believed that he had been put to sleep. Sergeant's Norman and Jones asked Timmons if he had lost consciousness and he replied by saying he did not remember. I/Timmons told Sergeant Jones that he did not remember anyone hitting him. Timmons said the entire incident happened very quickly. I/Timmons was unable to tell Sergeant Jones how he received his injuries.

I.A.B. Note: Refer to the DVD containing the interview conducted by Sergeant's Jones and Norman.

DEPARTMENT WITNESSES STATEMENTS:

None

NON-DEPARTMENT WITNESS STATEMENTS:

Sergeant Jones interviewed fifteen inmates that were at the IRC clinic. One inmate [REDACTED] BK# [REDACTED] told Sergeant Jones he heard somebody hit the ground. He said he did not see anything else. One inmate [REDACTED] BK# [REDACTED] said he heard someone saying "stop resisting." He said he did not see anything. The other thirteen inmates told Sergeant Jones that they did not see anything.

I.A.B. Refer to the DVD containing the interviews conducted by Sergeant Jones.

SUSPECT'S INJURIES:

Suspect Timmons was seen by IRC Nurse Loretta Baxter on 09-19-09 at 0415 hours. She noted that Timmons had a 1" laceration on his left eyebrow with swelling and a ½ inch gash under his chin that was bleeding actively. The wounds were cleaned with normal saline, wrapped with gauze and bandaged. There was mention of any other injuries or complaints of pain. Inmate Timmons stated he does have a history of mental illness. I/Timmons was seen by mental health staff and transferred to Twin Towers module 172 for observation.

I/Timmons was referred to Doctors line for follow-up treatment. Later that day Timmons was seen by a physician who ordered x-rays of his face and jaw. The x-rays subsequently revealed that Timmons had sustained a broken jaw.

DEPUTY PERSONNEL INJURIES:

No deputies were injured during this incident.

PHYSICAL EVIDENCE:

No physical evidence was collected at the scene.

INVESTIGATORS OBSERVATIONS:

Digital photographs of the scene were taken after the fact (Refer to Exhibit F).

WEAPONS USED BY DEPUTY PERSONNEL:

Personal Weapons (hands and feet), Team Take down.

WEAPONS USED BY SUSPECTS:

Personal weapons (hands and feet)

PROPERTY DAMAGE:

None

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator: No Incident report was written on this incident

Court:

Charges Filed: No charges were sought against Suspect Timmons

WEATHER CONDITIONS AND LIGHTING CONDITIONS:

The incident occurred inside of a custody facility that was well lit.